

First Supplement to Memorandum 2012-32

**Common Interest Developments: Commercial and Industrial Associations
(Draft of Recommendation)**

Memorandum 2012-32 presents a staff draft of a final recommendation in this study for the Commission's review and approval at the upcoming August meeting.

A section near the end of that memorandum discusses revision of the referenced operative date in two provisions of the proposed law, from January 1, 2014, to January 1, 2015. Memorandum 2012-32, p. 28. If those revisions are made, a third provision in the proposed law should be similarly revised:

§ 6505. Application of act

6505. Nothing in the act that added this part shall be construed to invalidate a document prepared or action taken before January 1, ~~2014~~ 2015, if the document or action was proper under the law governing common interest developments at the time that the document was prepared or the action was taken. For the purposes of this section, "document" does not include a governing document.

Comment. Section 6505 is new. It makes clear that any changes to law made by enactment of this act shall not be construed to retroactively invalidate documents prepared or actions taken prior to the operative date of the act.

Does the Commission wish to make that change?

Respectfully submitted,

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Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission's website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission's staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting.